## AMENDED IN ASSEMBLY MARCH 19, 2012

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

## ASSEMBLY BILL

No. 1847

## **Introduced by Assembly Member Bonnie Lowenthal**

February 22, 2012

An act relating to public trust lands.

## LEGISLATIVE COUNSEL'S DIGEST

AB 1847, as amended, Bonnie Lowenthal. City of Long Beach: grant of public trust lands.

(1) Existing law grants to the City of Long Beach specified tide and submerged lands, bordering upon and under the Pacific Ocean or along the coastline within the territory of the City of Long Beach, subject to specified conditions.

This bill would grant and convey in trust to the City of Long Beach in the County of Los Angeles all the right, title, and interest of the State of California, subject to the city's statutory trust, acquired and held by the state pursuant to a specified agreement approved by the State Lands Commission, as described.

(2) The bill would declare that, due to the unique circumstances applicable only to specified lands located in the City of Long Beach in the county of Los Angeles that this is intended to address, a general statute within the meaning of specified provisions of the Constitution cannot be made applicable and a special statute is necessary.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

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as follows:

The people of the State of California do enact as follows:

- 1 SECTION 1. (a) There is hereby granted and conveyed in trust 2 to the City of Long Beach in the County of Los Angeles all the 3 right, title, and interest of the State of California in certain trust 4 lands, acquired and held by the state, subject to the common law 5 public trust and the city's statutory trust, pursuant to the agreement that was approved as Calendar Item 135 of the June 23, 2011, State 6 Lands Commission meeting, identified as the Bixby Park Public Trust Parcels, the Colorado Lagoon Public Trust Parcels, and the Marine Stadium Channel Public Trust Parcels and collectively 10 referred to as the "Public Trust Parcels" which are further described
- 12 (1) BIXBY PARK PUBLIC TRUST PARCELS. 13 THAT PORTION OF LOT 3 AND ALL OF LOT 4 OF BLOCK 14 17, AND LOTS+ 1 TO 4 INCLUSIVE OF BLOCK 18, AND ALL 15 OF LOT 1 AND A PORTION OF LOT 2 OF BLOCK 19, TOGETHER WITH ALL OF SIXTEENTH PLACE (55 FEET 16 17 WIDE), AS VACATED BY DOCUMENT RECORDED AUGUST 5, 1955, AS INSTRUMENT NO., 2967, OFFICIAL RECORDS, 18 19 AND SEVENTEENTH PLACE (55 FEET WIDE), AS VACATED 20 BY RESOLUTION NO. C-7485, ALL AS SHOWN ON THE MAP OF THE EASTERN HALF OF ALAMITOS BEACH 21 22 TOWNSITE, IN THE CITY OF LONG BEACH, COUNTY OF 23 LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP 24 RECORDED IN BOOK 1, PAGE 90 OF MAPS, IN THE OFFICE 25 OF THE COUNTY RECORDER OF SAID COUNTY. ALSO A 26 PORTION OF THAT PARCEL OF LAND ADJOINING ON THE 27 SOUTH EXTENDING TO THE COMPROMISE TIDELAND 28 BOUNDARY SHOWN ON THE SURVEY OF 29 COMPROMISE **TIDELAND** BOUNDARY **RECORDED**
- 32 COUNTY, ALL DESCRIBED AS FOLLOWS:33 BEGINNING AT A POINT ON THE SOUTHERLY LINE OF

MARCH 11, 1968, DOCUMENT 1498, IN BOOK M2796, PAGES 449-586 449 THROUGH 586, OFFICIAL RECORDS OF SAID

- 34 OCEAN BOULEVARD, 100 FEET WIDE, AS SHOWN ON THE
- 35 MAP OF SAID EASTERN HALF OF ALAMITOS BEACH
- 36 TOWNSITE, SAID POINT BEING 14 FEET WESTERLY FROM
- 37 THE NORTHEAST CORNER OF SAID LOT 3 OF SAID BLOCK
- 38 17; THENCE, SOUTHEASTERLY ALONG SAID SOUTHERLY

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- 1 LINE, SOUTH 80° 44' 56" EAST, <del>234.00</del> 234.00 FEET (SHOWN
- 2 AS SOUTH 81° 06' 00" EAST ON SAID MAP OF THE
- 3 EASTERN HALF OF ALAMITOS BEACH TOWNSITE);
- 4 THENCE, SOUTH 76° 07' 03" EAST, 247.50 FEET; THENCE,
- 5 LEAVING SAID SOUTHERLY LINE, SOUTH 13° 52' 57"
- 6 WEST, 322.50 FEET TO A POINT ON SAID COMPROMISE
- 7 TIDELAND BOUNDARY; THENCE, WESTERLY ALONG
- 8 SAID BOUNDARY, NORTH 80° 50' 20" WEST, 139.43 FEET;
- 9 THENCE, NORTH 81° 45' 50" WEST, 245.18 FEET; THENCE,
- 10 NORTH 82° 08' 49" WEST, 70.10 FEET TO A POINT OF
- 11 INTERSECTION WITH SAID COMPROMISE TIDELAND
- 12 BOUNDARY AND A LINE PARALLEL WITH AND 14.00
- 13 FEET WESTERLY OF THE EASTERLY LINE OF SAID LOT
- 14 3 OF SAID BLOCK 17; THENCE, NORTHERLY ALONG SAID
- 15 PARALLEL LINE, NORTH 09° 15' 04" EAST, 347.71 FEET TO
- 16 THE POINT OF BEGINNING.

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- THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS
  158,456 SQUARE FEET, 3.638 ACRES, MORE OR LESS.
  - (2) COLORADO LAGOON PUBLIC TRUST PARCELS.
- 20 THOSE PORTIONS OF LOTS 193, 194, 215, AND 216 OF
- 21 THE ALAMITOS TRACT, IN THE CITY OF LONG BEACH,
- 22 COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS
- 23 PER MAP RECORDED IN BOOK 36, PAGES 37 THROUGH
- 24 44, INCLUSIVE, OF MISCELLANEOUS RECORDS, IN THE
- 25 OFFICE OF THE COUNTY RECORDER OF SAID COUNTY,
- 26 TOGETHER WITH LOTS 1 AND 2 OF THE WENRICH TRACT,
- 27 IN SAID CITY, COUNTY, AND STATE, AS PER MAP
- 28 RECORDED IN BOOK 9, PAGE 153 OF MAPS, IN SAID
- 29 RECORDER'S OFFICE, AND THAT PORTION OF LOT 2 OF
- 30 TRACT NO. 1779, IN SAID CITY, COUNTY, AND STATE,
- 31 AS PER MAP RECORDED IN BOOK 22, PAGES 26 AND 27
- 32 OF MAPS, IN SAID RECORDER'S OFFICE, TOGETHER WITH
- 33 THOSE PORTIONS OF NIETO AVENUE, 60 FEET WIDE, AS
- 34 SHOWN ON MAP OF SAID ALAMITOS TRACT, AND
- 35 COLORADO STREET, DEDICATED AS A PUBLIC STREET
- 36 PER CITY OF LONG BEACH ORDINANCE NO. C-1138
- 37 DATED MAY 31, 1932, DESCRIBED AS FOLLOWS:
- 38 BEGINNING AT THE NORTHEASTERLY TERMINUS OF
- 39 LOT 1 OF SAID WENRICH TRACT, SAID TERMINUS BEING
- 40 THE SOUTHWESTERLY INTERSECTION OF THE

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WESTERLY LINE OF ORLENA AVENUE AND THE 1 SOUTHERLY LINE OF VERMONT STREET; THENCE, 3 WESTERLY ALONG SAID LOT 1 NORTH 89° 53' 12" WEST, 4 165.02 FEET TO A POINT ON SAID SOUTHERLY LINE OF 5 VERMONT STREET; THENCE, AT RIGHT ANGLES ACROSS VERMONT STREET NORTH 00° 06' 48" EAST, 50.00 FEET 7 TO THE SOUTHEASTERLY TERMINUS OF LOT 22 OF 8 ADDITION TO THE PALM ISLAND, AS PER MAP RECORDED IN BOOK 6, PAGE 23 OF MAPS; THENCE, NORTH 89° 53' 12" WEST, 135.00 FEET TO A POINT ON THE 10 11 WESTERLY LINE OF A 10.00 FOOT WIDE ALLEY; THENCE, NORTHERLY ALONG SAID WESTERLY LINE NORTH 00° 12 05' 36" EAST, 275.00 FEET TO THE SOUTHERLY LINE OF FOURTH STREET; THENCE, WESTERLY ALONG SAID 15 SOUTHERLY LINE NORTH 89° 53' 12" WEST, 30.00 FEET TO A POINT ON SAID SOUTHERLY LINE; THENCE, 16 17 NORTHERLY ACROSS FOURTH STREET NORTH 00° 05' 18 36"-EAST 60.00, FEET EAST, 60.00 FEET TO THE 19 NORTHWESTERLY INTERSECTION OF THE NORTHERLY LINE OF FOURTH STREET AND THE WESTERLY LINE OF 20 21 MONROVIA AVENUE; THENCE, NORTHERLY ALONG SAID WESTERLY LINE NORTH 00° 05' 36" EAST, 601.15 23 FEET TO THE SOUTHWESTERLY INTERSECTION OF THE WESTERLY LINE OF MONROVIA AVENUE AND THE 24 25 SOUTHERLY LINE OF SIXTH STREET; THENCE, WESTERLY ALONG SAID SOUTHERLY LINE NORTH 89° 54' 24" WEST, 318.30 FEET TO A POINT; THENCE, LEAVING 27 28 SAID SOUTHERLY LINE SOUTH 01° 15' 34" EAST, 256.50 FEET TO THE BEGINNING OF A TANGENT CURVE 29 30 CONCAVE TO THE EAST HAVING A RADIUS OF 450.00 31 FEET; THENCE, SOUTHERLY 105.25 FEET ALONG SAID 32 CURVE THROUGH A CENTRAL ANGLE OF 13° 24' 03"; THENCE, TANGENT TO LAST MENTIONED CURVE SOUTH 33 14° 39' 37" EAST, 17.47 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE WEST HAVING A RADIUS OF 600.00 FEET; THENCE, SOUTHERLY 131.07 37 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE 38 OF 12° 30' 58" TO THE BEGINNING OF A TANGENT COMPOUND CURVE CONCAVE TO THE NORTHWEST HAVING A RADIUS OF 190.00 FEET TO WHICH BEGINNING 40

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OF CURVE A RADIAL BEARS NORTH 87° 51' 20" EAST; 1 THENCE, SOUTHWESTERLY 123.20 FEET ALONG SAID 3 CURVE THROUGH A CENTRAL ANGLE OF 37° 09' 02" TO 4 THE BEGINNING OF A TANGENT COMPOUND CURVE 5 CONCAVE TO THE NORTHWEST HAVING A RADIUS OF 75.00 FEET AND TO WHICH BEGINNING OF CURVE A RADIAL BEARS SOUTH 54° 59' 38" EAST; THENCE, 7 SOUTHWESTERLY 83.62 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 63° 52' 44"; THENCE, TANGENT TO LAST MENTIONED CURVE NORTH 81° 06' 10 54" WEST 590.52 FEET; THENCE, NORTH 27° 31' 52" WEST, 11 69.12 FEET; THENCE, NORTH 90° 00' 00" WEST, 62.03 FEET; 12 THENCE, NORTH 67° 18' 28" WEST, 102.89 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE TO THE 14 15 NORTHEAST HAVING A RADIUS OF 86.75 FEET; THENCE, NORTHWESTERLY 101.17 FEET ALONG SAID CURVE 16 17 THROUGH A CENTRAL ANGLE OF 66° 49' 19" TO THE 18 BEGINNING OF A REVERSE CURVE CONCAVE TO THE 19 SOUTHWEST HAVING A RADIUS OF 150.00 FEET AND TO WHICH BEGINNING OF CURVE A RADIAL BEARS NORTH 20 21 89° 30' 51" EAST; THENCE, NORTHWESTERLY 138.50 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 52° 54' 13" TO THE BEGINNING OF A TANGENT 23 COMPOUND CURVE CONCAVE TO THE SOUTH HAVING 25 A RADIUS OF 125.00 FEET AND TO WHICH THE BEGINNING OF CURVE A RADIAL BEARS NORTH 36° 36' 27 38" EAST; THENCE, WESTERLY 236.99 FEET ALONG SAID 28 CURVE THROUGH A CENTRAL ANGLE OF 108° 37' 40" TO 29 A NON-TANGENT LINE; THENCE, NORTH 81° 49'38" WEST 30 132.99 FEET TO A POINT ON THE EASTERLY LINE OF PARK AVENUE: THENCE. SOUTHERLY ALONG SAID 31 32 EASTERLY LINE SOUTH 00° 06' 48" WEST, 392.28 FEET TO A POINT ON THE SOUTHERLY LINE OF LAND DESCRIBED 33 34 IN BOOK 1929. PAGE 47 OF DEEDS TO PERY COMPANY: SOUTHEASTERLY 35 THENCE. ALONG SOUTHWESTERLY LINE SOUTH-52' 15" 52° 15' 48" EAST, 37 917.50 FEET TO A POINT ON THE NORTHERLY LINE OF 38 COLORADO STREET: THENCE, EASTERLY ALONG SAID NORTHERLY LINE SOUTH 89° 53' 12" EAST, 703.66; THENCE, LEAVING SAID NORTHERLY LINE, NORTH 00° 40

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96" 06' 48" EAST, 90.20 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHERLY HAVING 3 A RADIUS OF 200.00 FEET, A RADIAL LINE TO SAID CURVE BEARS NORTH 00° 36' 56" WEST: THENCE. 5 EASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 21° 45' 08", AN ARC LENGTH OF 75.93 FEET; 7 THENCE, SOUTHEASTERLY ALONG A NON-TANGENT 8 COURSE, SOUTH 40°35' 44" EAST, 47.79 FEET; THENCE, SOUTH 00° 06' 48" WEST, 40.68 FEET TO A POINT ON THE 10 NORTHERLY LINE OF SAID COLORADO STREET; THENCE, EASTERLY ALONG SAID NORTHERLY LINE, SOUTH 89° 11 53' 12" EAST, 24.42 FEET TO THE BEGINNING OF A 12 13 TANGENT CURVE CONCAVE TO THE SOUTHWEST HAVING A RADIUS OF 135.00 FEET; 14 THENCE, 15 SOUTHEASTERLY 117.95 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 50° 03' 29"; THENCE, 16 17 TANGENT TO LAST MENTIONED CURVE, SOUTH 39° 49' 18 43" EAST, 19.86 FEET TO THE BEGINNING OF A TANGENT 19 CURVE CONCAVE TO THE NORTH HAVING A RADIUS OF 14.00 FEET; THENCE, EASTERLY 16.79 FEET ALONG SAID 20 21 CURVE THROUGH A CENTRAL ANGLE OF 68° 42' 25" TO THE BEGINNING OF A TANGENT COMPOUND CURVE 23 CONCAVE TO THE NORTHWEST HAVING A RADIUS OF 56.00 FEET AND TO WHICH THE BEGINNING OF CURVE 25 A RADIAL BEARS SOUTH 18° 32' 08" EAST; THENCE, NORTHEASTERLY 33.85 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 34° 37' 56" TO THE 27 28 BEGINNING OF A TANGENT REVERSE CURVE CONCAVE 29 TO THE SOUTHEAST HAVING A RADIUS OF 120.00 FEET 30 AND TO WHICH THE BEGINNING OF CURVE A RADIAL 04" 31 **BEARS** NORTH 53° 10' WEST: THENCE. 32 NORTHEASTERLY 111.59 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 53° 16' 52" TO A POINT 33 ON THE NORTHERLY LINE OF COLORADO STREET; THENCE, EASTERLY ALONG SAID NORTHERLY LINE 35 SOUTH 89° 53' 12" EAST, 108.04 FEET TO THE WESTERLY 37 LINE OF ORLENA AVENUE: THENCE, NORTHERLY ALONG 38 SAID WESTERLY LINE NORTH 00° 05' 36" EAST, 275.00 FEET TO THE POINT OF BEGINNING.

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1 THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 2 1,275,261 SOUARE FEET, 29.276 ACRES, MORE OR LESS.

3 (3) MARINE STADIUM CHANNEL PUBLIC TRUST 4 PARCEL. BEING A PORTION OF LOT 2, TRACT NO. 1779, BOOK 5 6 22, PAGES 26 AND 27 OF MAPS, A PORTION OF LOT 221A OF THE ALAMITOS TRACT, BOOK 36, PAGES 37 THROUGH 44, MISCELLANEOUS RECORDS, AND A PORTION OF ELIOT STREET AS DESCRIBED IN INSTRUMENT NO. 10 83-1170492, IN THE CITY OF LONG BEACH, COUNTY OF 11 LOS ANGELES, STATE OF CALIFORNIA, AS FILED IN THE 12 OFFICE OF THE RECORDER OF SAID COUNTY, TOGETHER 13 WITH A PORTION OF COLORADO STREET DEDICATED AS A PUBLIC STREET PER CITY OF LONG BEACH 14 15 ORDINANCE NO. C-1138 DATED MAY 31, 1932, ON FILE WITH THE CITY CLERK OF THE CITY OF LONG BEACH. 16 17 COMMENCING AT A POINT 600.00 FEET EASTERLY OF 18 THE SOUTHWEST CORNER OF LOT 216 OF SAID 19 ALAMITOS TRACT, AS MEASURED ALONG SOUTHERLY LINE OF SAID LOT 216, AND 30 FEET 20 21 NORTHERLY, AS MEASURED AT RIGHT ANGLES TO SAID SOUTHERLY LINE, SAID POINT ALSO BEING THE POINT 23 OF INTERSECTION OF THE NORTHERLY RIGHT-OF-WAY LINE OF COLORADO STREET, 60 FEET WIDE, AND THE 25 WESTERLY RIGHT-OF-WAY LINE OF ORLENA AVENUE, 60 FEET WIDE. AS THEY NOW EXIST: THENCE, WESTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY LINE OF 27 28 COLORADO STREET, NORTH 89° 53' 12" WEST, 72.46 FEET TO THE TRUE POINT OF BEGINNING FOR THIS 30 DESCRIPTION; THENCE, LEAVING SAID NORTHERLY

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31 RIGHT-OF-WAY LINE, SOUTH 36° 32' 52" EAST, 799.02 32 FEET; THENCE, SOUTH 80° 47' 20" WEST, 78.80 FEET TO

THE BEGINNING OF A NON-TANGENT CURVE CONCAVE 33

SOUTHEASTERLY HAVING A RADIUS OF 48.00 FEET, A

RADIAL LINE TO SAID CURVE BEARS NORTH 15° 16' 31" 35

WEST; THENCE, SOUTHWESTERLY ALONG SAID CURVE

37 THROUGH A CENTRAL ANGLE OF 26° 20' 31", AN ARC

LENGTH OF 22.07 FEET; THENCE, SOUTH 48° 22' 58" WEST, 38

39.69 FEET TO THE BEGINNING OF A TANGENT CURVE

CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 40

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270.00 FEET: THENCE, SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 22° 48' 42", AN 3 ARC LENGTH OF 107.50 FEET TO THE BEGINNING OF A 4 COMPOUND CURVE CONCAVE SOUTHEASTERLY. 5 HAVING A RADIUS OF 85.00 FEET; THENCE, SOUTHERLY ALONG SAID COMPOUND CURVE THROUGH A CENTRAL 7 ANGLE OF 52° 45′ 53″, AN ARC LENGTH OF 78.28 FEET; 8 THENCE, NON-TANGENT TO SAID COMPOUND CURVE, SOUTH 48° 03' 38" WEST, 9.00 FEET; THENCE, NORTH 42° 11' 09" WEST, 170.01 FEET; THENCE, NORTH 43° 31' 53" 10 WEST, 402.78 FEET; THENCE, NORTH 51° 52' 58" WEST, 11 12 43.67 FEET TO THE BEGINNING OF A TANGENT CURVE 13 CONCAVE EASTERLY, HAVING A RADIUS OF 174.00 FEET: THENCE, NORTHERLY ALONG SAID CURVE THROUGH 14 15 A CENTRAL ANGLE OF 72° 55' 51", AN ARC LENGTH OF 221.48 FEET; THENCE, NORTH 21° 02' 53" EAST, 78.88 FEET 16 17 TO THE BEGINNING OF A TANGENT CURVE CONCAVE 18 SOUTHEASTERLY, HAVING A RADIUS OF 18.00 FEET; 19 THENCE, NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 61° 12' 37", AN ARC 20 21 LENGTH OF 19.23 FEET TO THE BEGINNING OF A REVERSE CURVE CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 107.00 FEET; THENCE, NORTHEASTERLY 23 ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 25 46° 59' 14", AN ARC LENGTH OF 87.75 FEET TO THE REVERSE CURVE CONCAVE BEGINNING OF A SOUTHEASTERLY, HAVING A RADIUS OF 68.00 FEET; 27 28 THENCE, NORTHEASTERLY ALONG SAID CURVE 29 THROUGH A CENTRAL ANGLE OF 19° 31' 15", AN ARC 30 LENGTH OF 23.17 FEET; THENCE, ALONG NON-TANGENT LINE, NORTH 15° 42' 31" WEST, 59.67 FEET 31 32 TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 33 120.00 FEET, A RADIAL LINE TO THE BEGINNING OF SAID CURVE BEARS NORTH 24° 38' 39" WEST; THENCE, 35 EASTERLY ALONG SAID CURVE THROUGH A CENTRAL 37 ANGLE OF 24° 45' 27", AN ARC LENGTH OF 51.85 FEET TO 38 A POINT ON SAID NORTHERLY RIGHT-OF-WAY LINE OF 39 COLORADO STREET: THENCE, TANGENT TO LAST MENTIONED CURVE, SOUTH 89° 53' 12" EAST, 35.58 FEET 40

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1 ALONG SAID NORTHERLY RIGHT-OF-WAY TO THE TRUE 2 POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 255,780 SQUARE FEET, 5.872 ACRES, MORE OR LESS.

- (b) The leases of the lands described in subdivision (a), designated as PRC 8929 and PRC 8930, from the State Lands Commission to the City of Long Beach shall terminate on January 1, 2013.
- (c) The City of Long Beach shall hold, operate, and manage, in trust for the benefit of the statewide public, the public trust lands described in subdivision (a) in accordance with the common law public trust doctrine and the terms, trusts, and conditions pursuant to, inter alia, Chapter 676 of the Statutes of 1911, Chapter 102 of the Statutes of 1925, Chapter 158 of the Statutes of 1935, and Chapter 138 of the First Extraordinary Session of the Statutes of 1964, as amended.
- SEC. 2. The Legislature finds and declares that, because of the unique circumstances applicable only to the lands described in Section 1 of this act, a statute of general applicability cannot be enacted within the meaning of subdivision (b) of Section 16 of Article IV of the California Constitution. Therefore, this special statute is necessary.